

#### IN THE

#### UNITED STATES PATENT AND TRADEMARK OFFICE

APPLICANT(S):

Stephen M. Key

SERIAL NO.:

10/764,403

FILED:

January 23, 2004

TITLE:

A Rotatable Label System and Method

**EXAMINER:** 

Unknown

GROUP ART UNIT:

1733

ATTY.DKT.NO.:

PA2644US

COMMISSIONER FOR PATENTS P.O. BOX 1450 ALEXANDRIA, VA 22313-1450

## INFORMATION DISCLOSURE STATEMENT Under 37 C.F.R. §§ 1.56, and 1.97-1.98

SIR:

Pursuant to the provisions of 37 C.F.R. §§ 1.56 and 1.97-98 of the Rules of Practice in Patent Cases, enclosed herewith is form PTO-SB-08 and a List of Co-Pending Patent Applications, listing several references. Copies of those references previously cited in parent patent applications Serial Number 10/112,542 (now abandoned) and Serial Number 10/005,428, are not included pursuant 37 CFR 1.98(d); a copy of the copending application is enclosed. The Examiner is requested to make these references of official record in the application. The references cited may be material to examination

of the application and are submitted in compliance with Applicant's duty of disclosure as defined by 37 C.F.R. § 1.56.

No representation is made or intended as to the completeness of this list, nor is the inclusion of any reference on this list an admission that it is prior art or pertinent to this application.

Applicant believes no fee is due with this submission. If a fee is due, however, the Commissioner is hereby authorized to charge any necessary fee to Account Number 06-0600. A copy of this statement is submitted in duplicate for this purpose.

Respectfully submitted, Stephen M. Key

Dated: June 10, 2004

Susan Yee, Reg. No. 41.388

Carr & Ferrell *LLP* 

2200 Geng Road

Palo Alto, CA 94303

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#### CERTIFICATE OF MAILING

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Dated: June 10, 2004

Bv:

Susan Yee Reo No. 41 388

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U.S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE
are required to respond to a collection of information unless it displays a valid OMB control number. Application Number 10/764.403 TRANSMITTAL Filing Date January 23, 2004 **FORM** First Named Inventor Stephen M. Key Art Unit 1733 (to be used for all correspondence after initial filing) **Examiner Name** Unknown Attorney Docket Number PA2644 Total Number of Pages in This Submission **ENCLOSURES** (Check all that apply) After Allowance communication Fee Transmittal Form Drawing(s) to Technology Center (TC) Appeal Communication to Board Licensing-related Papers Fee Attached of Appeals and Interferences Appeal Communication to TC Petition Amendment/Reply (Appeal Notice, Brief, Reply Brief) Petition to Convert to a After Final Proprietary Information **Provisional Application** Power of Attorney, Revocation Status Letter Affidavits/declaration(s) Change of Correspondence Address Other Enclosure(s) (please Terminal Disclaimer Extension of Time Request Identify below): (1) Confirmation Postcard; (2) PTO-SB-08 (x2); Request for Refund (2) List of Co-Pending Patent Applications (x2); Express Abandonment Request (3) Co-Pending Patent Application; CD, Number of CD(s) (4) Duplicate of Information Disclosure Statement Information Disclosure Statement Total page number does not include postcard and co-pending application. Certified Copy of Priority Document(s) Response to Missing Parts/ Incomplete Application Response to Missing Parts under 37 CFR 1.52 or 1.53

## SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT Firm or Individual name Signature Date SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT Cust. No. 22830 Reg. No. 41,388 June 10, 2004

#### CERTIFICATE OF TRANSMISSION/MAILING

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the date shown below.					
Typed or printed name	Susan Yee	Reg. No. 41,388			
Signature	Susanta		Date	June 10 2004	

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**COMMISSIONER FOR PATENTS** 

P.O. BOX 1450

ALEXANDRIA, VA 22313-1450

## <u>List of Co-Pending Patent Applications That May Be Directed</u> <u>Towards Similar Subject Matter</u>

Examiner's Initials	Serial Number	First-Named Inventor	Title	Filing Date
	10/005,428	Stephen M. Key	Rotating Label System	12/03/2001
Examiner's Signature:				Date

PTO/SB/08a (05-03)

Approved for use through 04/30/2003. OMB 0651-0031
U.S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE

Under the paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it contains a valid OMB control number.

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## INFORMATION DISCLOSURE STATEMENT BY APPLICANT

Application Number 10/764,403

Filing Date January 23, 2004

First Named Inventor Stephen M. Key

Art Unit 1733

Examiner Name Unknown

(Use as many sheets as necessary)

Sheet 1 of 5 Attorney Docket Number PA2644US

Examiner	Cite	Document Number	Publication Date	Name of Patentee or	Pages, Columns, Lines, Where
Initials*	No. <sup>1</sup>	Number-Kind Code <sup>2 (f known)</sup>	MM-DD-YYYY	Applicant of Cited Document	Relevant Passages or Relevant Figures Appear
		us- 736,035	08-11-1903	Stevenson	
		<sup>US-</sup> 1,054,826	03-04-1913	Cole	
		<sup>US-</sup> 1,064,576	06-10-1913	Washburn	
		us- 1,145,367	07-06-1915	Herter	
		<sup>US-</sup> 1,312,611	08-12-1919	Chess	
		<sup>US-</sup> 1,334,031	03-16-1920	Hahn	
		us- 1,387,625	08-16-1921	Stein	
		us- 1,486,313	03-11-1924	Van Antwerp	
		<sup>US-</sup> 2,013,616	09-03-1935	Rettenmeyer	
		<sup>US-</sup> 2,129,364	09-06-1938	Simons et al.	, , , , , , , , , , , , , , , , , , , ,
		<sup>US-</sup> 2,441,607	05-18-1948	Walls	
		<sup>US-</sup> 2,468,000	04-19-1949	. Taylor	
		<sup>US-</sup> 2,504,076	04-11-1950	Lindblom	
		<sup>US-</sup> 2,706,464	04-19-1955	North ·	
		<sup>US-</sup> 2,738,564	03-20-1956	Guinane	
		<sup>US-</sup> 2,739,564	03-27-1956	North	
		<sup>US-</sup> 2,844,893	07-29-1958	Keller	
		<sup>US-</sup> 2,860,431	11-18-1958	Barnum, Jr.	

	FOREIGN PATENT DOCUMENTS					
Examiner	Cite	Foreign Patent Document	Publication Date	Name of Patentee or	Pages, Columns, Lines,	
Initials*	Initials* No. 1 Country Code <sup>3</sup> Number <sup>4</sup> Kind Code <sup>5</sup> (if known) MM-DD-YYYY	MM-DD-YYYY	Applicant of Cited Document	Where Relevant Passages or Relevant Figures Appear	™	
***************************************	X	SE 1565	06-07-1888	Carstens		
	×	IT 327286	07-10-1935	Tosi		
	×	FR 965522	09-14-1950	Tairraz		
	×	FR 1114750	04-16-1956	Hageltorn		
	×	DK 85214	03-10-1958	Fabrikerne		

Examiner	Date	
Signature	Considered	
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\*EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant. 1 Applicant's unique citation designation number (optional). 2 See Kinds Codes of USPTO Patent Documents at <a href="https://www.uspto.gov">www.uspto.gov</a> or MPEP 901.04. 3 Enter Office that issued the document, by the two-letter code (WIPO Standard ST.3). 4 For Japanese patent documents, the indication of the year of the reign of the Emperor must precede the serial number of the patent document. 5 Kind of document by the appropriate symbols as indicated on the document under WIPO Standard ST. 16 if possible. 6.Applicant is to place a check mark here if English language Translation is attached.

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PTO/SB/08a (05-03) Approved for use through 04/30/2003. OMB 0651-0031

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INFORMATION DISCLOSURE STATEMENT BY APPLICANT

Stitute for form 1449A/PTO

Complete if Known

Application Number 10/764,403

Filing Date January 23, 2004

First Named Inventor Stephen M. Key

Art Unit 1733

Examiner Name Unknown

(Use as many sheets as necessary)

Sheet 2 of 5 Attorney Docket Number PA2644US

				U. S. PATENT I		
Examiner Initials*	Cite No. <sup>1</sup>	······	Document Number	Publication Date MM-DD-YYYY	Name of Patentee or Applicant of Cited Document	Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear
		US-	2,931,657	04-05-1960	Lewis	
		US-	2,935,814	05-10-1960	Freeze	
		US-	2,971,283	02-14-1961	Parker	
		US-	3,278,182	10-11-1966	Lescher	
		US-	3,374,911	03-26-1968	White	
		US-	3,468,467	09-23-1969	Amberg	
		US-	3,488,880	01-13-1970	Taylor	
		US-	3,542,229	11-24-1970	Beyerlein et al.	
		US-	3,604,584	09-14-1971	Shank, Jr.	
		US-	3,733,002	05-15-1973	Fujio	
		US-	3,750,317	08-07-1973	Morgan	
		US-	3,874,977	04-01-1975	Pyles	
		US-	3,960,713	06-01-1976	Carey	
		US-	4,044,889	08-30-1977	Orentreich et al.	
		US-	4,057,251	11-08-1977	Jones et al.	
		US-	4,203,240	05-20-1980	Goodwin	
		US-	4,312,523	01-26-1982	Haines	
		US-	4,381,615	05-03-1983	Lonsmin	

	FOREIGN PATENT DOCUMENTS						
Examiner Initials*	Cite No.1	Foreign Patent Document  Country Code <sup>3</sup> Number <sup>4</sup> 'Kind Code <sup>5</sup> (if known)	Publication Date MM-DD-YYYY	Name of Patentee or Applicant of Cited Document	Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear	T <sup>6</sup>	
	×	FR 1347102	11-18-1963	Seprosy	o	一	
************	Х	FR 2460260	01-23-1981	Seprosy			
	,	EP 0285514 A1	10-05-1988	Hedelin et al.	•••••••••••••••••••••••••••••••••••••••		
	ሻ	FR 2677786	12-18-1992	Charvier			
	×	WO 98/19289 A1	05-07-1998	Key			

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Signature	•	Considered	
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\*EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant. 1 Applicant's unique citation designation number (optional). 2 See Kinds Codes of USPTO Patent Documents at <a href="https://www.uspto.gov">www.uspto.gov</a> or MPEP 901.04. 3 Enter Office that issued the document, by the two-letter code (WIPO Standard ST.3). 4 For Japanese patent documents, the indication of the year of the reign of the Emperor must precede the serial number of the patent document. 5 Kind of document by the appropriate symbols as indicated on the document under WIPO Standard ST. 16 if possible. 6 Applicant is to place a check mark here if English language Translation is attached.

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# Under the Paperwork Reduction Act of 1995. IIU V. UNDEN SOUSSITUTE for form 1449A/PTO INFORMATION DISCLOSURE STATEMENT BY APPLICANT

Application Number 10/764,403
Filing Date January 23, 2004
First Named Inventor Stephen M. Key
Art Unit 1733
Examiner Name Unknown

(Use as many sheets as necessary)

Sheet 3 of 5 Attorney Docket Number PA2644US

			U.S. PATENT (	DOCUMENTS	•
Examiner Initials*	Cite No. <sup>1</sup>	Document Number  Number-Kind Code <sup>2 (f known)</sup>	Publication Date MM-DD-YYYY	Name of Patentee or Applicant of Cited Document	Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear
		us- 4,405,045	09-20-1983	Villa-Real	
		<sup>US-</sup> 4,505,497	03-19-1985	Katzman	
		<sup>US-</sup> 4,567,681	02-04-1986	Fumei	
		us- 4,658,974	04-21-1987	Fujita et al.	
		<sup>US-</sup> 4,724,973	02-16-1988	Shah	
-		<sup>US-</sup> 4,727,667	03-01-1988	Ingle	
		us- 4,732,411	03-22-1988	Siegel	
		us- 4,844,760	07-04-1989	Dickey	
		<sup>US-</sup> 4,877,119	10-31-1989	Hosking	
		<sup>US-</sup> 4,918,604	04-17-1990	Baum	
		<sup>US-</sup> 5,076,613	12-31-1991	Kovacs	
		<sup>US-</sup> 5,116,452	05-26-1992	Eder	
		<sup>US-</sup> 5,154,448	10-13-1992	Griffin et al.	
		<sup>US-</sup> 5,209,367	05-11-1993	Van Musscher et al.	
		<sup>US-</sup> 5,321,933	06-21-1994	Seifert et al.	
		<sup>US-</sup> 5,324,559	06-28-1994	Brombacher	
		<sup>US-</sup> 5,342,093	08-30-1994	Weernink	
		<sup>US-</sup> 5,363,576	11-15-1994	Piana et al.	

	FOREIGN PATENT DOCUMENTS						
Examiner Cite		Publication Date	Name of Patentee or	Pages, Columns, Lines,			
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	X	WO 00/48161	08-17-2000	Stephen Key Design, LLC	<b>\</b>		
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### THE DEMAN **INFORMATION DISCLOSURE** STATEMENT BY APPLICANT

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Attorney Docket Number	PA2644US		

U. S. PATENT DOCUMENTS							
Examiner Initials*	Cite No. <sup>1</sup>	Document Number  Number-Kind Code <sup>2 (f known)</sup>	Publication Date MM-DD-YYYY	Name of Patentee or Applicant of Cited Document	Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear		
		us- 5,403,636	04-04-1995	Crum			
		<sup>US-</sup> 5,484,167	01-16-1996	Donaldson et al.			
		us- 5,525,383	06-11-1996	Witkowski			
		us- 5,605,230	02-25-1997	Marino, Jr. et al.			
		<sup>US-</sup> 5,639,529	06-17-1997	Gozdecki et al.			
		<sup>US-</sup> 5,712,021	01-27-1998	Hernandez			
		us- 5,727,766	03-17-1998	Mayo			
		us- 5,800,893	09-01-1998	Harden			
		us- 5,809,674	09-22-1998	Key			
		<sup>US-</sup> 5,842,633	12-01-1998	Nurse			
		<sup>US-</sup> 5,883,370	03-16-1999	Walker et al.			
		<sup>US-</sup> 5,884,421	03-23-1999	Key			
		<sup>US-</sup> 5,953,170	09-14-1999	Glancy	•		
		<sup>US-</sup> 6,047,488	04-11-2000	Tuszkiewicz			
		<sup>US-</sup> 6,086,697	07-11-2000	Key			
		<sup>US-</sup> 6,129,802	10-10-2000	Key			
		<sup>US-</sup> 6,129,959	10-10-2000	Mercer et al.	*·		
		<sup>US-</sup> 6,158,612	12-12-2000	Alpert			

	FOREIGN PATENT DOCUMENTS								
Examiner Initials*	Cite No. <sup>1</sup>	Foreign Patent Document  Country Code <sup>3</sup> Number <sup>4</sup> Kind Code <sup>5</sup> (if known)	Publication Date MM-DD-YYYY	Name of Patentee or Applicant of Cited Document	Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear				
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JUN 1 4 2004 U.S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE rork Reduction Act of 1995, no persons are required to respond to a collection of information unless it contains a valid OMB control number.

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Sheet

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	Filing Date	January 23, 2004				
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	Art Unit	1733				
	Examiner Name	Unknown				
	Attorney Docket Number	PA2644US				

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		us- 6,212,803 B1	04-10-2001	Key	
		<sup>US-</sup> 6,237,269 B1	05-29-2001	Key	
		<sup>US-</sup> 6,253,438 B1	07-03-2001	Jespersen	
		us- 6,258,200 B1	07-10-2001	Kassab	
		<sup>US-</sup> 6,360,462 B1	03-26-2002	Mengel	
		<sup>US-</sup> 6,385,878 B1	05-14-2002	Key	
		us- 6,402,872 B1	06-11-2002	Key	
		us- 6,454,094 B1	09-24-2002	Salani	
		<sup>US-</sup> 6,631,578 B2	10-14-2003	Key	
		<sup>US-</sup> 6,649,007 <b>B1</b>	11-18-2003	Key	
		US-			
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FOREIGN PATENT DOCUMENTS									
Examiner Initials*	Cite No. <sup>1</sup>	Foreign Patent Document  Country Code <sup>3</sup> 'Number <sup>4</sup> 'Kind Code <sup>5</sup> ( <i>if known</i> )	Publication Date MM-DD-YYYY	Name of Patentee or Applicant of Cited Document	Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear				
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